IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

COCP No.652 of 2005
Date of decision: October 12, 2006.

Suresh Kumar Taneja

...**Petitioner(s)**

v.

Shri Sajjan Singh

...**Respondent(s)**

Present: Shri Ravi Verma, Advocate for the petitioner.

Shri Ravi Dutt Sharma, Dy. Advocate General, Haryana for the respondent.

Surya Kant, J. (Oral)

The petitioner, along with others, filed CWP No.9027 of 2002, which was disposed of in terms of the decision rendered by this Court in CWP No.13552 of 2000 (**Balwan Singh & Ors. v. State of Haryana & Ors**), decided on March 21, 2002. In **Balwan Singh**'s case (supra), a direction was issued to the respondents to consider the case of the petitioners for promotion to the post of Hindi/Punjabi/Sanskrit Teachers. It was also directed that the question of promotion of the petitioners shall be considered from the date when their juniors were promoted. The exercise was required to be completed within a period of six months.

Alleging non-compliance of the above mentioned order(s), this contempt petition has been filed.

In response to the show cause notice, an affidavit has been filed

by the then District Education Officer, Narnaul, Sajjan Singh, and as per the averments made in the said affidavit, the petitioner is not entitled for promotion as per his placement in the seniority list. It is averred that there are 47 JBT teachers who are senior to the petitioner and are still waiting for their promotion.

On the other hand, Learned Counsel for the petitioner contends that in order to circumvent the directions issued by this Court in **Balwan Singh**'s case (supra), the 25% quota meant for JBT teachers is not being utilized and there are several vacancies in the said quota which are lying vacant. According to him, if the promotion quota meant for JBT teachers is utilized, the petitioner's turn for promotion would come very soon.

After hearing Learned Counsel for the parties and having regard to the directions issued by this Court vide judgment dated March 21, 2002 in **Balwan Singh**'s case (supra), this petition is disposed of reiterating those directions. The respondents shall take appropriate steps to fill up the vacancies, if any, in the promotion quota as early as possible but not later than three months.

Disposed of.

Rule discharged.

October 12, 2006. [**Surya Kant**]
kadyan **Judge**